

THE HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

GRAYS HARBOR ADVENTIST  
CHRISTIAN SCHOOL, a Washington non-  
profit organization, et al.,  
Plaintiffs,  
vs.  
CARRIER CORPORATION, a Delaware  
corporation,  
Defendant.

No. 05-05437 RBL  
DEFENDANT'S MOTION AND ORDER  
FOR LEAVE TO FILE SURREPLY  
Note for Consideration: June 13, 2007  
(CR 7(d)(2))

**I. MOTION**

Defendant Carrier Corporation moves for leave to file the attached Surreply Regarding Plaintiff's Motion to Exclude Expert Testimony. Carrier requests leave so that it may have an opportunity to advise the Court of its position regarding the request for alternative relief that the Plaintiffs made in their reply, for the first time, i.e., to "allow Plaintiffs to supplement their expert disclosures." (Pl. Reply at 2, 6).

DEFENDANT'S MOTION AND ORDER FOR  
LEAVE TO FILE SURREPLY - 1

*Case No. 05-05437 RBL*

WILSON SMITH COCHRAN DICKERSON  
A PROFESSIONAL SERVICE CORPORATION  
1700 FINANCIAL CENTER, 1215 4TH AVENUE  
SEATTLE, WASHINGTON 98161-1007  
TELEPHONE: (206) 623-4100 FAX: (206) 623-9273

DATED this 4th day of June, 2007.

WILSON SMITH COCHRAN DICKERSON

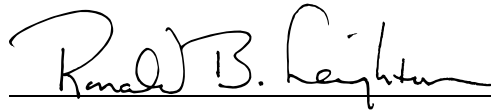
By /s/ John M. Silk

John M. Silk, WSBA # 15035  
of Attorneys for Defendant  
Carrier Corporation

## II. ORDER

Defendant Carrier is hereby granted leave to file the attached Surreply Regarding Plaintiff's Motion to Exclude Expert Testimony.

DATED this 11<sup>th</sup> day of June, 2007.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE

Presented by:

WILSON SMITH COCHRAN DICKERSON

By /s/ John M. Silk

John M. Silk, WSBA# 15035  
Of Attorneys for Defendant

DEFENDANT'S MOTION AND ORDER FOR  
LEAVE TO FILE SURREPLY - 2

Case No. 05-05437 RBL

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